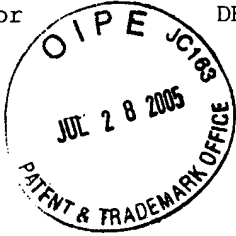


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John W. Sutherland
Serial No.: 09/877,748 Art Unit: 1637
Filed : June 11, 2001 Examiner: Wilder, Cynthia B.
For DETECTING NUCLEIC ACID DETECTION SEQUENCES



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

July 26, 2005

(Date of Deposit)

Todd F. Volyn, Reg.#37,463

(Name of applicant, assignee, or Registered Representative)

/Todd Volyn/

(Signature)

July 26, 2005

(Date of Signature)

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated April 18, 2005 finally rejecting Claims 1 and 4-17 of the above-identified application.

The item(s) checked below are appropriate:

1. ☐ An extension of time to respond to the final rejection was granted on _____ for month(s).
2. ☒ A Petition For Extension Of Time under 37 CFR 1.136 is attached hereto in triplicate.
3. ☐ A timely response to the final rejection has been filed.
4. ☒ Fee \$500.00: for filing of Notice of Appeal
☐ Not required (fee paid in prior appeal)
☒ Charge to Deposit Account No. 10-0750/CDS232/TFV. Two additional copies of this Notice are enclosed herewith.
☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in connection herewith to Deposit Account No. 10-0750/CDS232/TFV.

Respectfully submitted,

07/29/2005 TBESHAH1 00000035 100750 09877748
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Date: July 26, 2005